

**SUPREME COURT.**

A HASTY REVIEW OF REMARKABLE DECISIONS.

The Struggle for Human Life.

How the Victory Was Won.

THE NEW TRIAL

The Enlargement of the Writ.

Richmond was excited, the county of Lunenburg was in a state of ferment and Solomon Marable, Mary Abernathy and Pokey Barnes were at this time pale with fright.

Sheriff W. C. Cardozo had made repeated efforts to secure the removal of the prisoners to Lunenburg county where it was generally conceded certain death awaited them as armed bodies of men had organized to take their lives.

Judge Wellford had issued the writ of habeas corpus and Governor O'Ferrall had instructed City Sergeant Epps not to deliver the prisoners over to the officer of Judge O'Ferrall.

It was then with a feeling of awe and anxiety that all looked to the Supreme Court of Appeals.

Sheriff Cardozo had appealed to it through counsel for a writ of mandamus, compelling the delivery to him by City Sergeant Charles H. Epps, the prisoners.

This meant for them instant death, for armed bodies of organized men had arranged to lynch them.

THE COURT'S ACTION.

The court finally refused to grant the writ of mandamus but in its decision, it roundly scolded the Governor, and intimated strongly that Judge Wellford of the Circuit Court had acted unwisely in granting the writ of habeas corpus.

The effect of this was to cause him to dissolve the writ.

Surprise was a mild designation for the feeling which followed when the court granted the novel motion of Capt. A. B. Guignon, providing for the enlargement of the writ and the detention of the prisoners in the Richmond jail in the actual custody of the Supreme Court itself.

Never in the history of this or any other state had any such motion been heard of, much less granted and it stands forth as the only instance of where a judicial officer took actual possession of prisoners.

The following is a copy of the writ: ORDER OF COURT ENLARGING THE WRIT OF HABEAS CORPUS.

VIRGINIA:

In the Supreme Court of Appeals held at the State Library Building, in the City of Richmond, on Friday, the 22d day of November, 1895.

Pokey Barnes, Plaintiff, vs. The Commonwealth of Virginia, Defendant.

Upon a writ of error and supersedeas to a judgement rendered by the county court of Lunenburg county on the 20th day of July, 1895.

It is ordered that the writ of error awarded in this cause be enlarged as to require the plaintiff in error, who is now in the custody of the sheriff of the city of Richmond, to be retained in such custody until the further order of this court; or, if already delivered to the sheriff of the county of Lunenburg, said sheriff is directed to restore her to the custody of said sergeant.

A copy—Teste: GEORGE K. TAYLOR, O. C.

As strange as it may seem Judge James Keith, president of the Supreme Court, was always deeply interested in the case and seemed to have an intuition that the women were innocent, and that the forms of law should be rigidly observed.

The decision granting a new trial was by a vote of 3 to 2 in favor of the prisoners.

Those in favor of granting a new trial were Judge James Keith, Judge Richard H. Cardwell, Judge George M. Harrison, Judge John W. Riehl and Judge John A. Buchanan.

AGREED ON ONE POINT.

They were all agreed in the beginning in the granting of the writ of error.

The prisoners were tried without counsel and were sentenced to death, with no exceptions entered.

It was contended that on this account, the case could not be appealed and that the Supreme Court would not grant a writ of error.

This opinion was concurred in by all the judges of the court, and the case was finally decided in favor of the prisoners.

Hon. George D. Wise held a different view and in this he was cordially supported by his associate counsel in the case—Ex-Judge H. W. Flournoy and Capt. A. B. Guignon.

A BRILLIANT VICTORY.

They won a brilliant victory and set a precedent not only in the granting of the writ, but in the securing of a new trial for their clients.

The final word every point made. From start to finish the case has been a series of surprises. The prosecution broke down, and the final release of Pokey Barnes and Mary Abernathy is a lasting monument to their skill and ability, and an everlasting tribute to that spirit of justice and fair play which permeated the Supreme Court and was ever present and vigorously maintained in the defense.

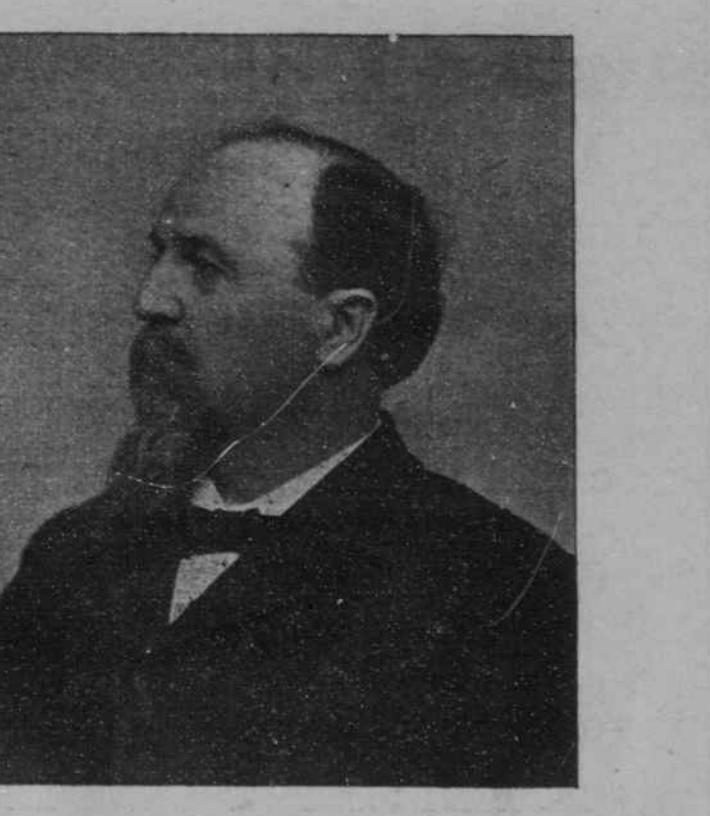
The Supreme Court of Appeals of Virginia occupies a high plane. It is feared and respected, having made a record for tempering justice with mercy and hearing the cry of the distressed through the many labyrinth of the law.

They Were Disappointed.

A report was mysteriously circulated that there would be a torchlight procession on the part of the Republicans last Tuesday night. Crowds thronged Broad St., in anticipation of the event, only to be disappointed.

The source of the report could not be traced.

# Our Judges of the Supreme of Appeals of Virginia.



JUDGE GEORGE M. HARRISON.

**Y. M. C. A. NOTES**

To the PLANNERS:

Saturday evening Bible Class is still improving, but we have not seen you. Remember that we shall expect you to attend this class. You are welcome.

The mass-meeting for parents was held at the Trust Reformer Hall last Sunday evening under the auspices of the boys' department. Master George Briggs, Vice-president presided. Program: Hymn, led by the chorister; Master John Spottwood, Reading of the Scriptures by Master Jessie C. Smith; Prayer by Master Joseph Gilpin. Hymn. Introductory remarks by Master George Briggs; Addresses by Master Clinton Cabell, President and Director Nelson Williams, Jr., words of encouragement by General Secretary S. C. Burrell. Collection. Benediction. The boys deserve much credit.

5:30 P. M., last Sunday at the True Reformers Hall the men held their subscription for this year's work. Addressed by Mr. A. C. Hynes and lawyer Crutcheild. International Secretary

ry Baptist Church all day. Rev. Andrew Ferguson spoke with the attendance of the Holy Spirit.

Mrs. Virginia Brown, Mr. Columbus Conway and Mrs. Louis Tabb are still sick, also Masters Thomas Johnson and R. L. Whiting.

Measles, Richard Gasvins and Edward Beverly were the recipients of fine suits last week, so we learned.

Miss Florence G. Munger visited the Mount Zion Baptist Church last Sunday.

The closing work of the campaign in this city was exciting. By far the best meeting held in Jackson Ward was the one of Monday night, November 2nd, at the corner of Judah and Duval streets.

It was in the charge of Captain Benjamin Scott and his lieutenants. A temporary platform was erected and this was decorated with bunting, flags and Chinese lanterns. A more spectacular effect is rarely produced.

## JUDGE JOHN W. RIEHL.

W. A. Hunton introduced the "Message." Special collection was given for the International committee. Director C. C. Williams rendered music with the assistance of Master W. H. White.

Explanation of the Sunday School Lesson today at 5 p. m. Come. Meeting in the hall 11 a. m.

Devotional meeting for boys 4 p. m., Sunday at the rooms.

Rev. J. C. Brice will address the meeting on the subject of "The Influence." Special music. Free to all men.

Remember that Prof. Booker T. Washington will appear at the First Baptist Church Tuesday November 17, at 8 p. m., subject: Industrial Education. Do not miss this opportunity to hear Prof. Washington as he deserves a good hearing. Let Richmond show to the world that she knows how to appreciate what is good. A special musical programme will be rendered. Admission 15c. Help us to have a good audience.

Any one who wishes to help carry on the work of the Lord and save our boys and men, may do so by sending a subscription for this year's work beginning November 1, 1896 ending, November 1, 1897. We are simply stewards of what we have.

**FULTON NOTES**

The Sunday Schools were well attended and the exercises good on last Sunday.

The Rising Mt. Zion Sunday School was addressed by Rev. Mr. Harris of the Theological Seminary.

Mr. Fennell Williams, who is visiting friends and relatives in this section, visited the Sunday-School last Sunday and assisted in the work there.

Rev. Daniel James being absent Rev. Burrell Higgins conducted the services all day.

The meeting of expression in the forenoon was enjoyed by all present. That same brother is still lecturing to the young men. He continues to tell them the apostle wrote unto them because they are strong, but to him they seemed to be very weak. In the afternoon Rev. Mr. Higgins with the assistance of Rev. Eli Saunders administered the Lord's Supper.

Excellent services at the Mt. Calvary.

## THE FINAL RESULT.

Republican Congressmen Elected and Counted Out—Contests Before a Republican House—Framed Practiced—Virginia was Counted in for Bryan by about 18000 Plurality.

Gen. James A. Walker, in the Ninth and Hon. Jacob Hunter in the Tenth District were the only two Republicans, who were elected on the face of the returns. The former has about 2500 plurality and the latter 140.

Mr. Yost's opponent was H. D. Flood the brutal assassin of Ex-Senator William M. Flannagan.

There will in all probability be contests in the 2nd, 3rd, 4th and 5th districts.



JUDGE JAMES KEITH, PRESIDENT.

In the Third District, ex-Judge L. L. Lewis was unceremoniously robbed of the election by practices which were outrageous. Twenty-three hundred votes were stolen in Jackson Ward of Richmond city alone, not including the fraud practiced in the other wards.

All honor, therefore, to "Mas Charles" Long may he live! and may his shadow never grow less.

The author of the enclosed poem is not partial to the Negro dilette or brogue and seldom uses it, but in this case he thought that the idea and sentiment were so forcibly expressed that he better expressed in that manner.

As "like begets like," there are also a multitude of old and new Black South. Of these, I and my friend, the poet, will have more to say hereafter.

Very respectfully,  
New Black South.

**SAMBO AND MAS WILLIAM.**

Wah matter wid Mas William?  
Wah make he look so sad?  
De lection done his ober.  
And still Mas William mad.  
When Cleveland was elected,  
But 'fore de fight he long on.  
Gone see him take his seat.  
Oh what a mighty hurrah!  
Mas William he did hip!  
'Bilions laid mighty low  
About de o'le State's ship  
In dem dar mas Sambo  
Had all things to be self.  
Den he bin take ole Sambo  
An lay him on de shelf.  
Sambo was always votin'.  
But 'twan't no earthly count.  
Mas William did de countin'.  
'Twas he did fix'd de mount.  
Dat count always put Sambo  
Far in de 'norty.

**FROM NEW JERSEY.**

Mrs. Morgan, the African missionary is lecturing in Philadelphia.

The Union services for the benefit of the Baptist Church was held at the St. John's M. E. Church, Sunday afternoon, November 8th. Rev. P. H. Matthews occupied the rostrum.

Joseph Carter, in honor of the Rev. George E. Read, D. D.'s departure from the Mt. Olive Baptist Church to accept the principality of the Spillars Academy of Hampton, Va., was held by the people of that vicinity on Monday evening, November 8th at the service edition. Interests remarks were made by Revs. J. Travis and Matthews, Messrs. D. Stillwell, S. Cox Maybena, Superintendent of Sunday School, C. Hunter, L. Montague, Rev. Read and Mrs. Travis.

The church was crowded the evening previous to last night, and the service edition. The Rev. and his wife have the sympathies and well wishes of the Oranges.

The Epworth League literary stands alone to none in the Oranges.

Girls, leap year is nearly ended; if you want to be up-to-date, you had better hurry up.

A grand affair will take place at St. John's M. E. Church, November 23rd. Miss Heister Scott is still very ill.

Joseph Carter, son of Laura and Rev. William Carter of Lynchburg, Va., died at his home in Orange, N. J., October 22, 1896 of consumption. He was in the

## K. of P. NOTES.

Damon Lodge, No. 12 of Newport News has added five new members to its roll, in the person of Sirs W. H. Washington, O. H. Washington, Philip Brown, W. S. Cooke and James Swann. Mr. F. C. Corrigan was also admitted on a withdrawal card. This lodge is in a flourishing condition.

Mrs. J. Henry Taylor, of Sylvia Court, No. 2, has left the city for New York. Mrs. W. H. Pollard, formerly Secretary of Pure Gold Court left for the same city, accompanied by her husband.

Sir Knight W. F. Graham, of Planet Lodge, No. 23, left the city Saturday for King William.



JUDGE RICHARD H. CARDWELL.

**PREACHERS MEETING.**

The preachers meeting of New York City and vicinity met at St. Mark's Episcopal Church, west 83rd street, on Monday, Nov. 9th instant at 2 o'clock p. m.

The meeting was largely attended. By special request, the Rev. Earnest Lyons, D. D., a member of the Preachers Association was requested to give a brief historic sketch of his entire course, beginning before the nomination of Major McKinley, to the present time.

In brief, Dr. Lyons stated that he felt proud of the Preachers' Meeting because it was among the first great bodies that began the agitation of the nomination of the President-elect. Dr. Lyons said further, the creation of the National Republican Annex was a providential occurrence, effected through the energetic night of the Preachers' Meeting of New York City and vicinity, and a reputable committee of Afro-Americans of New York

**MEETINGS NEXT WEEK**

Monday night, Planet Lodge and Richmond Lodge.

Tuesday night, Damon Lodge, No. 12, Newport News.

Wednesday night, Moravian Lodge, No. 13, Danville, Va.

Old Dominion Lodge held an enthusiastic meeting at its castle hall, on Thursday night, November 12th.

Sir Knight Peyton Brooks, 511 St. James St., and Sir Knight Andrew Jackson, 13 West Jackson Street, both of Planet Lodge, are confined to their homes on account of sickness.

Mrs. Rosa B. Clinton, Worthy Exalted of Sylvia Court, No. 2, I. O. O. O. Olanthe has been sick during the past week.

**Anniversary Sermon.**

The 22nd anniversary sermon of the 7th Grand Lodge of J. E. Gidgins and Joliffe Union will be preached at the Ebenezer Baptist Church by Rev. R. Wells, Sunday evening, Nov. 22nd. All the members of the Tent are expected to be out, also, friends are invited.

Sisters AMANDA HOLMES, ROSA B. CLINTON, Committee.

**Lecturing for Support**

Isaac Jenkins, who was beaten, hanged and shot in Nansemond county July 15, 1898 is in Cape Charles lecturing for his support.

Rev. Baete is doing well, and also Rev. Edjo, of Eastville.

Rev. J. C. Young has done all he could do in regards to helping the persecuted, blind man, John Mitchell in my friend, come to my relief in my distress.

## MAGNO'S MESSAGE.

Complexion of the Weather—Sunday at the Churches.

INGERSOLL WILL BE ANSWERED.

Teachers to Marry—Other Things Seen and Heard in the Ward.

Jackson Ward Brevities.



JUDGE JOHN A. BUCHANAN.

The weather on last Sunday was everything but favorable. In the morning we beheld a cloudy sky and a moderate temperature; but about mid-day the wind began to blow making the atmosphere colder. Notwithstanding these changes the churches were excellently attended.

At the First Baptist Church, Rev. J. Andrew Bowler preached a funeral. In the afternoon communion services were conducted by Rev. Evans Payne. Communion services were also conducted at the Sixth Mt. Zion Baptist Church. The pastor, Rev. John Jackson, was assisted by Rev. E. W. C. Kemp.

At the Moore St. Baptist Church, the pastor, Rev. R. O. Johnson presided on the Dedication of the Temple to an excellent audience.

We learn that next Sunday's collection at the Fifth St. Baptist Church will be given to aid in the repairs of the First Baptist Church, Manchester. Go and help them send a big sum across the river.

We were unable to get the report of the other churches.

A committee of young men have requested Rev. W. R. Gullins, pastor of St. A. M. E. Church to comply to Colonel Robert Ingersoll's attack upon the "Christian System." He will deliver the sermon Sunday, November 16, 1896 at 11 o'clock, subject: "What must I do to be saved?" or Ingersoll answered. Go and hear him.

We are glad to learn that two of our teachers are expecting to wed soon. Yes, one will marry the other. Do you know them?

You might have seen those boys on last Sunday night. Do you know what they were doing? Hunting the flies.

Some of our girls are very easily teased, and others take great delight in teasing them. Such was the case last Monday night.

She said he had too much collar on when he came to take her to that entertainment, and was suddenly taken sick. Boys, stop wearing those dog-eared collars, or they will play sick on you.

Parents, see him with her much since she has returned from the south. Who gave the bounce?

The Big Four seem to be still happy, and have lately received the name of chatter-boxes.

That fellow said that he and his girl will hear Prof. Washington if it costs him \$1. Well, only 30 cents is needed.

On last Tuesday night, a number of Jackson Warders lined themselves up on Broad St. looking for a torchlight procession. Although they did not see the one intended, on returning to Jackson Ward, they saw one carried on by the boys of this section. There could be seen lighted barrels and boxes going down the street. The boys seemed to have enjoyed the sport as well as the looks on.

It will probably be a distracting fact to know that the ambulance will be stopped after the last of December, at which time the poor will receive no more coal.

Signs of good times have already put in appearance, and we understand that many of the factories and mills have started to work, thus giving work to many of our people.

We are informed that the public school teachers will undergo an examination in April, for which many are carefully studying.

It is announced that the election of Virginia will be contested. There is enough affidavits in this section to send Brother Lewis to Congress from the 3rd district.

Election is now over, and the country is overwhelmingly Republican; what public offices will the Negroes get?

Boys, we have frequently warned you of drinking so much. Now, we have learned serious things concerning one who heeded not our warning.

We can stand seeing men marching up to the bar filling their buckets with beer; but when women do such it becomes offensive, especially when they claim to be in the first society.

It seems as though schemes of one or two old maids and old bachelors have decided to let this season pass. What think ye?

Some of our young married couples seem to forget their marriage pledge, and are living all but happy lives?

Yours truly, as you are, and think of the obligation before you enter the matrimonial circle, and all will be well.

Parents, educate your children. Facilities of all kinds are being opened up. Night schools are in progress for young boys who are in the way.

The following is a letter received by us during this week:

Dear Magno,

It seems as though clubs give "banquet" and charge 25c (twenty-five cents) admission? Is it to clear up expenses incurred by running excursions during the summer?

An Old Reader.

We have noticed that many of our clubs have given banquets, but we are to the effect of them are given by individuals with the use of the club's name. The expenses of running an excursion are great, but as a rule, each member is taxed accordingly. They may replenish their treasury occasionally by 25c banquets.

The following are two of the commands:

Which wives now make for married men?

3 Thou shalt not smoke indoor or out, Or chew tobacco "root and all."

4 Thou shalt with praise receive my pies, Nor pastry made by me despise.

MAGNO UNO.

**NOTICE.**

The following pastors with their churches are invited to meet at Shiloh Baptist Church in the future, November—3rd Sunday, 11:30 a. m., Rev. H. R. Williams; 8:30 p. m.; Rev. A. S. Thomas; 8 p. m.; Rev. W. R. Gullins, Wednesday night, Nov. 18; Preaching on Thanksgiving night, Nov. 28; Jacob Turner, 4th Sunday, 11:30 a. m.; 8 p. m., Rev. A. Ferguson; 1st Sunday in December, 8 p. m., Rev. D. Lewis, B. D.

The friends generally are invited to these services as the little church is trying to raise means to meet their last payment.

REV. R. C. KEMP.

**Gold to be Given Out.**

Notice to "Gold Bugs"—\$5.00 until December 25, 1896, in gold to be given to each and every customer purchasing a piano of Thomas H. Brightwell, manufacturing agent of high grade pianos. Terms, customers get the benefit of the dealer's profit, 10% cash, and will suit you in monthly payments. Call or address the salesman, 805 East Main Street, Richmond, Va.

Factories—Muskegon, Mich., Grand Rapids, Mich.; Chicago, Ill.

Pianos and Organs

Buy of Manufacturers where you can save from \$50.00 to \$100.00 on your purchase. Better material, easy terms. Every \$1.00 saved is that much made.

THOMAS H. BRIGHTWELL, Salesman, 805 East Main St.

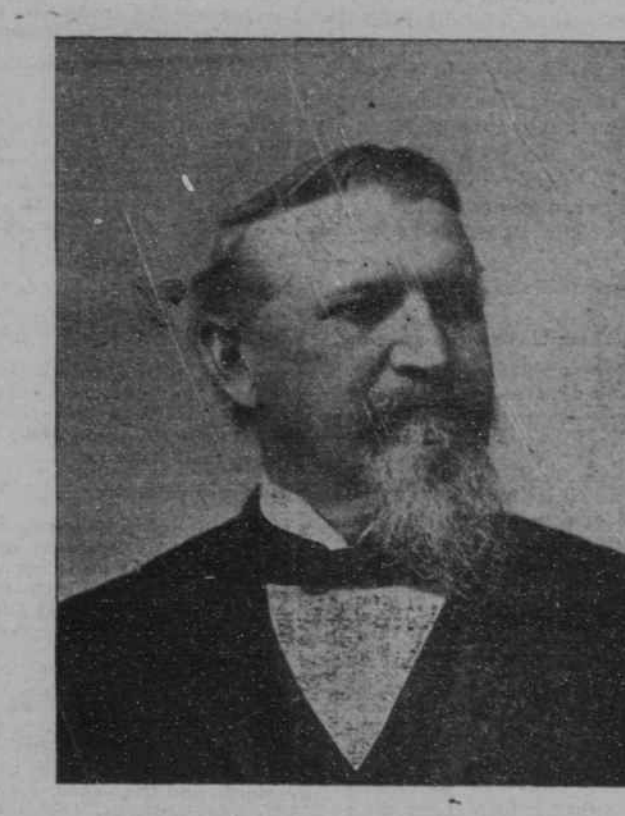
**Do You Know Them?**

I desire to know the whereabouts of my gran, mother. Her name is Easter Bere. She lived in Gloucester County, Va. My aunt's name is Charlesanna Bere. She lives in Richmond, Va.

My gran, mother, was a member of Bere, Robert Bere, Stevenson Bere and William Bere. They were owned by Jasper Huse and Frances Huse.

Any information will be thankfully received by

REBECCA WILLIAMS, Gallman, Miss.



JUDGE JOHN A. BUCHANAN.

**Endowment Paid.**

This is to certify that I have this 24th day of October, 1896, received from John Mitchell, Jr., Grand Chancellor of Virginia the sum of (\$150.00) one hundred and fifty dollars in payment of the death claim of Sir Andrew F. Gannaway, who was a member of Old Dominion Lodge, No. 8, Knights of Pythias, N. A. S. A., E. A. and A. Signed,

J. T. HUGHES, Administrator of A. J. GANNAWAY'S Estate.

**ELECTION JUBILEE.**

There will be a grand Republican rally in honor of the election of McKinley and Hobart, and the success of Sound Money and Protection at the corner of Third and Duval Sts.

Editor John Mitchell, Jr., Alderman James Baken, Dr. P. H. C. Noble and others will speak.

M. Captain Ben Scott has in charge of the arrangements. Mr. Colin T. Payne will preside.

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